

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

ROBERT L. WOODARD,

Petitioner,

v.

JOHN E. WETZEL, et al.,

Respondents.

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CIVIL ACTION NO. 02-8543

ORDER

AND NOW, this 6th day of September, 2018, after considering the motion to vacate order denying habeas corpus relief pursuant to Federal Rule of Civil Procedure 60(b)(6) filed by the *pro se* movant, Robert L. Woodard (Doc. No. 40); and for the reasons set forth in the separately filed memorandum opinion; accordingly, it is hereby **ORDERED** as follows:

1. The motion (Doc. No. 40), which is a “second or successive” petition for writ of habeas corpus under 28 U.S.C. § 2254, is **DISMISSED WITHOUT PREJUDICE** for lack of subject-matter jurisdiction; and

2. A certificate of appealability **SHALL NOT** issue.

BY THE COURT:

/s/ Edward G. Smith
EDWARD G. SMITH, J.